UNITED STATES DISTRICT COURT EASTERN DISTRICT OF MICHIGAN SOUTHERN DIVISION

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Plaintiff(s),

Case No. 11-11708

VS.

HON. GEORGE CARAM STEEH

BERKSHIRE LIFE INSURANCE COMPANY OF AMERICA,

Defendant(s).

ORDER OF DISMISSAL WITHOUT PREJUDICE

On August 26, 2011 the parties of record advised the court that a settlement had been reached and there being no further communication to the court; therefore

This case is hereby DISMISSED WITHOUT PREJUDICE. This case may be reopened, if necessary, by motion of either party without the payment of additional fees or costs. Alternatively, the parties may submit an order of dismissal with prejudice upon consummation of the settlement.

SO ORDERED.

s/George Caram Steeh
GEORGE CARAM STEEH
UNITED STATES DISTRICT JUDGE

Dated: September 29, 2011

CERTIFICATE OF SERVICE

Copies of this Order were served on the attorneys/parties of record on September 29, 2011 by electronic and/or ordinary mail.

<u>s/Marcia Beauchemin</u> Deputy Clerk